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July 10, 1997

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Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: Dassel and Hutchinson, MN  
MM Docket No. 97-114  
RM-9059

Dear Mr. Caton:

Transmitted herewith on behalf of North American Broadcasting Co., Inc. are the originals and four copies of its "Comments" and associated "Motion For Leave To Submit Late-Filed Comments" in the above-referenced proceeding to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules.

This material is respectfully directed to the attention of the Chief, Allocations Branch, of the Mass Media Bureau's Policy and Rules Division.

Should any questions arise concerning this matter, please contact this office directly.

Very truly yours,

  
Gregg P. Skall

Enclosures

cc (w/encs.): John A. Karousos (by hand delivery)

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JUL 10 1997

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of )  
 )  
Amendment of Section 73.202(b), ) MM Docket No. 97-114  
Table of Allotments, ) RM-9059  
FM Broadcast Stations. )  
(Dassel and Hutchinson, )  
Minnesota) )

To: Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau

MOTION FOR LEAVE TO SUBMIT LATE-FILED COMMENTS

North American Broadcasting Co., Inc. ("North American"), licensee of station KKJR, Hutchinson, Minnesota, by its attorneys, respectfully requests leave to submit late-filed comments in the above-referenced proceeding to substitute Channel 295C3 for Channel 296A at Hutchinson, Minnesota, reallocate Channel 295C3 from Hutchinson to Dassel, Minnesota, and modify the license for station KKJR to specify Channel 295C3 at Dassel. North American's Comments are attached hereto.

In support hereof, the following is respectfully shown:

1. North American is the Petitioner in the subject proceeding, and stated in its Petition For Rulemaking that if the Commission allots Channel 295C3 to Dassel, it will promptly file an application for modification to operate station KKJR on Channel 295C3 at Dassel.

2. By Notice of Proposed Rule Making, MM Docket No. 97-114, DA 97-667 (released April 11, 1997) ("NPRM"), the Chief, Allocations Branch, of the Mass Media Bureau ("Bureau"), found that the public

interest could be served by the substitution of Channel 295C3 for Channel 296A at Hutchinson and reallocation of Channel 295C3 to Dassel, since it would provide Dassel with its first local FM transmission service and enable station KKJR to expand its service area.

3. The NPRM established June 2, 1997 as the deadline for interested parties to file comments in this proceeding. Due to inadvertence, North American did not submit its comments expressing a continuing interest in the Dassel allotment within the specified timeframe. North American respectfully requests leave to file its comments at this time. No other comments have been filed.

4. Acceptance of North American's comments will further the public interest in development of a complete record in this matter. It is well-established Commission policy to accept late-filed comments in uncontested proceedings. See e.g. Kingfisher, Oklahoma, MM Docket No. 96-251, DA 97-1296 at n.1 (released June 27, 1997), citing Santa Isabel, Puerto Rico, 3 FCC Rcd 2336 (1988), aff'd, 4 FCC Rcd 3412 (1989), aff'd sub nom. Amor Family Broadcasting v. FCC, 918 F.2d 960 (D.C. Cir. 1990).

WHEREFORE, it is respectfully requested that leave to file the attached Comments be granted, and that the Comments be accorded consideration in this proceeding.

Respectfully submitted,

**NORTH AMERICAN BROADCASTING CO., INC.**

By:   
Gregg A. Skall  
Its Attorney

Pepper & Corazzini, L.L.P.  
1776 K Street, N.W., Suite 200  
Washington, D.C. 20006  
(202) 296-0600  
July 10, 1997

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

In the Matter of	)	
	)	
Amendment of Section 73.202(b),	)	MM Docket No. 97-114
Table of Allotments,	)	RM-9059
FM Broadcast Stations.	)	
(Dassel and Hutchinson,	)	
Minnesota)	)	

**COMMENTS**

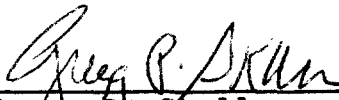
North American Broadcasting Co., Inc. ("North American"), licensee of station KKJR, Hutchinson, Minnesota, by its attorneys, hereby submits its comments in connection with the above-captioned rule making proceeding.

North American is the Petitioner in this rule making proceeding. North American supports the proposed reallocation of Channel 296A at Hutchinson, Minnesota to Channel 295C3 at Dassel, Minnesota for all the reasons stated in its original Petition for Rule Making and hereby resubmits and incorporates by reference all the matters recited in that Petition.

By these comments, North American states and affirms for the record that it has a present intention to apply for Channel 295C3 at Dassel, Minnesota if it is allotted and, if authorized, to build a station promptly.

Respectfully submitted,

**NORTH AMERICAN BROADCASTING CO., INC.**

By:   
Gregg P. Skall  
Its Attorney

Pepper & Corazzini, L.L.P.  
1776 K Street, N.W., Suite 200  
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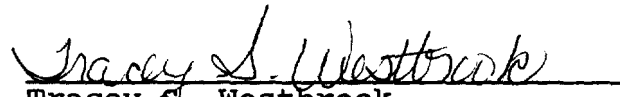
July 10, 1997

CERTIFICATE OF SERVICE

I, Tracey S. Westbrook, a secretary in the law firm of Pepper & Corazzini, L.L.P., do hereby certify that true copies of the foregoing "Motion For Leave To Submit Late-Filed Comments" were sent this 10th day of July, 1997 by hand delivery, to the following:

John A. Karousos  
Chief Allocations Branch  
Policy and Rules Division  
Mass Media Bureau  
2000 M Street, N.W.  
Fifth Floor  
Washington, D.C. 20554

Kathleen Scheuerle, Esquire  
Mass Media Bureau  
Federal Communications Commission  
2025 M Street, N.W., Room 8314  
Washington, D.C. 20554

  
Tracey S. Westbrook